

REMARKS

CLAIMS

On or about November 7, 2003, Examiner Kideest Bahta and Applicants' attorney, John J. Connors, had a telephone interview initiated by Examiner Bahta concerning Claims 13 and 14.

Initially these Claims 13 and 14 had been rejected under 35 USC 112. In the course of the telephone interview it became clear that Examiner Bahta's rejection of these claims was to *form* not *substance*. Because these claims refer to another claim, they are considered to be dependent claims. In fact these claims are to a product made by a process, and Examiner Bahta requested that these be rewritten in independent format, which the above change accomplishes.

NO SURRENDER OF PATENTABLE SUBJECT MATTER

The Applicants do not consider the changes to Claims 13 and 14 to be an amendment surrendering any patentable subject matter because the Examiner only objected to the form of these claims, requiring them to be re-presented in independent form. Moreover, the Applicants in re-presenting these Claims 13 and 13 in independent form intent to claim broadly the subject matter of their invention and not surrender equivalent subject matter by unduly narrowing the scope of the claims.

Applicant reserves the right to file a continuation application to submit other claims directed to different subject matter disclosed but not claimed.

In view of the above changes, the application is deemed to be in a condition for allowance and such action is solicited.

TELEPHONE INTERVIEW

If the Examiner believes that a telephone interview would advance the allowance of this application, Applicant's attorney requests the Examiner call to arrange a date and time for such interview after having an opportunity to review the above amendments and consider the above remarks.


EXTRA FEE

Any additional fees should be charged to Applicant's attorney deposit account as indicated below.

CUSTOMER NUMBER

Please note Applicant's attorney Customer No. 021905, and confirm that this customer number has been entered in the U. S. Patent & Trademark Office records in connection with the above identified application.

Respectfully submitted,


John J. Connors, Reg. No. 24,157

CONNORS & ASSOCIATES, INC.
1600 Dove Street, Suite 220
Newport Beach, CA 92660

PHONE 949-833-3622
FAX 949-833-0885

AUTHORIZATION TO CHARGE/CREDIT DEPOSIT ACCOUNT

The commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 03-2830.

By

